

REMARKS

Claims 1, 2, 5, 6, 11, and 22-24 are pending in this application. By this Amendment, claims 1, 5, and 22 are amended and claim 26 is canceled. Support for this Amendment to the independent claims is found at, for example, paragraphs [0002] and [0004] in the specification. Claim 5 is amended to conform to independent claim 1. No new matter is added. Applicants respectfully request reconsideration and prompt allowance of the pending claims at least in light of the following remarks.

Applicants appreciate the courtesies shown to Applicants' representatives by Examiner Ouellette in the May 15, 2008 personal interview. Applicants' separate record of the substance of the interview is incorporated into the following remarks.

Claims 1, 2, 5, 6, 11, 22-24 and 26 are rejected under 35 U.S.C. §102(e) over U.S. Patent Application Publication No. 2002/0105665 (Wasilewski). The rejection is respectfully traversed.

As discussed during the interview, Wasilewski fails to disclose or suggest "establishing a communication link to a portable electronic device through an IR port, an USB port, or a RS-232 port, wherein a transfer of the computer file from the first storage media is controlled by the portable electronic device and the portable electronic device is in communication with the third storage media through the communication link," as recited in amended claim 1.

As maintained during the interview by the Examiner, Wasilewski discloses that a portable electronic device is in communication with the third storage media in Figs. 1-3 and 5, and paragraph [0056], because the kiosk can be equipped with peripherals to read digital image files from various sources, such as memory cards and portable storage devices like

memory sticks, such device requires equivalent ports as claimed, and thus would be equivalent to the claimed general peripheral.

However, peripheral storage media, such as memory card and portable storage devices, are not portable electronic devices and because transfer of the computer file cannot be controlled from the storage media by themselves, as required in amended claim 1. Instead, file transfer has to be performed and controlled by the kiosk. Therefore, peripheral storage media are not portable electronic devices that control the transfer of the computer file.

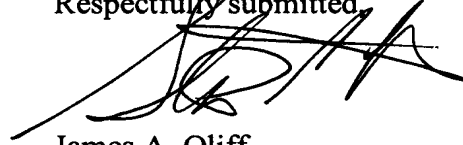
Although Examiner Ouellette referred to camera 14 in Wasilewski (Fig. 1 and col. 2), the camera 14 is part of kiosk 10, which is controlled along with scanner 22 through computer 16 and user interface 11 of the kiosk 10. Camera 14 is not a peripheral that can control its own transfer of the file and is not attached through a peripheral port as claimed.

Claim 22 recites similar features to those discussed above in connection with claim 1. Thus, independent claims 1 and 22 and dependent claims therefrom, are patentable over Wasilewski. Withdrawal of the rejection is respectfully requested.

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance of claims 1, 2, 5, 6, 11, and 22-24 are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,



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